

Message Text

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PAGE 01 STATE 035095

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ORIGIN OES-04

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O 150029Z FEB 75 ZFF4
FM SECSTATE WASHDC
TO AMEMBASSY TEHRAN NIACT IMMEDIATE

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E.O. 11652: N/A

TAGS: TECH, IR

SUBJECT: NUCLEAR AGREEMENT FOR COOPERATION

REF: TEHRAN 1393
FOR DELIVERY TO DCM 0900 FEBRUARY 15.

1. WE HAVE NOTED CONCERN EXPRESSED BY ETEMAD THAT DRAFT NUCLEAR AGREEMENT PUTS IRAN IN SAME CATEGORY AS EGYPT AND ISRAEL. YOU MAY DRAW ON FOLLOWING TO POINT UP CLEAR DISTINCTION WE HAVE MADE BETWEEN NPT PARTY IRAN AND NON-NPT PARTIES IN MEETING NEEDS WE NOW FEEL FOR STRENGTHENED SAFEGUARDS WORLDWIDE.

2. AS RESULT SEVERAL RECENT EVENTS, WHICH INCLUDE NOT ONLY CONGRESSIONAL REACTION TO PROPOSED AGREEMENTS WITH ISRAEL AND EGYPT, BUT ALSO INCREASE IN WORLDWIDE TERRORISM AND INDIAN NUCLEAR EXPLOSIVE TEST, USG DECIDED THAT ITS POWER REACTOR AGREEMENTS NEED STRENGTHENING IN CERTAIN AREAS IN COMPARISON WITH SUCH AGREEMENTS ENTERED INTO THROUGH MID-1974. THE THREE AREAS SO IDENTIFIED WHICH WILL APPLY IN ALL NEW AGREEMENTS ARE:

A. EXPLICIT PROHIBITION ON THE USE OF U.S.-SUPPLIED
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MATERIAL, INCLUDING EQUIPMENT AND DEVICES, SPECIAL NUCLEAR

MATERIAL (SNM) OR SNM PRODUCED THROUGH THE USE THEREOF IN ANY NUCLEAR EXPLOSIVE DEVICE, INCLUDING PNE'S. IT IS RECOGNIZED THAT PARTIES TO THE NPT, SUCH AS IRAN, ALREADY HAVE ACCEPTED THIS RESTRICTION, BUT BELIEVE IT IS PREFERABLE THAT IT BE INCLUDED IN ALL AGREEMENTS, REGARDLESS OF NATION'S NPT STATUS, FOR UNIFORMITY.

B. REQUIREMENT FOR MUTUAL AGREEMENT ON AND MAINTENANCE OF AGREED PHYSICAL SECURITY MEASURES FOR U.S.-SUPPLIED MATERIALS, EQUIPMENT AND DEVICES OR SNM USED IN OR GENERATED FROM THE USE THEREOF.

C. REQUIREMENT FOR U.S. APPROVAL OF FACILITIES IN WHICH U.S.-SUPPLIED SNM OR SNM GENERATED FROM ITS USE OR THROUGH THE USE OF U.S.-SUPPLIED EQUIPMENT MAY BE STORED, FABRICATED OR PROCESSED. THIS IS A DISCRETIONARY RIGHT OF THE USG AND ITS IMPLEMENTATION WOULD TAKE INTO ACCOUNT A NUMBER OF FACTORS; FOR EXAMPLE, ADHERENCE TO NPT WOULD BE CONSIDERED AS A MAJOR AFFIRMATIVE FACTOR. (FYI: IN THE CASE OF EGYPT AND ISRAEL, IT WAS PLANNED TO PROVIDE A DIPLOMATIC NOTE COVERING SEVERAL POINTS; AMONG OTHER THINGS, THIS NOTE WOULD INDICATE USG INTENTIONS TO APPROVE REPROCESSING OF ANY SNM SUPPLIED BY THE U.S. OR USED AS FUEL IN A U.S.-SUPPLIED REACTOR AND ANY STORAGE OR FABRICATION OF SNM RECOVERED THROUGH SUCH REPROCESSING ONLY IN FACILITIES OUTSIDE OF EGYPT AND ISRAEL, RESPECTIVELY. END FYI)

3. IN ADDITION, RECOGNIZING THE SPECIAL CIRCUMSTANCES AFFECTING EGYPT-ISRAEL RELATIONS, THE FOLLOWING ADDITIONAL MEASURES WERE PROPOSED IN THE CASE OF EGYPT AND ISRAEL:

A. AN OPTION FOR THE U.S. TO PURCHASE ANY SNM GENERATED FROM THE USE OF U.S.-SUPPLIED SNM OR EQUIPMENT.

B. PROHIBITION ON THE SUPPLY OF URANIUM ENRICHED TO GREATER THAN 20 PERCENT IN THE ISOTOPE U-235 FOR POWER REEACTOR FUELING.

C. AGREEMENT BY EGYPT AND ISRAEL THAT ALL NUCLEAR FACILITIES OR MATERIAL ENTERING THE COUNTRY SUBSEQUENT TO LIMITED OFFICIAL USE

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ENTRY INTO FORCE OF THE AGREEMENT FROM ANY EXTERNAL SOURCE OR MATERIAL PRODUCED THEREIN OR FROM THE USE THEREOF WILL BE PLACED UNDER IAEA SAFEGUARDS. IT IS RECOGNIZED THAT IN ADHERING TO NPT IRAN ALREADY HAS AGREED TO PLACE ALL SUCH MATERIAL, REGARDLESS OF SOURCE OR WHERE OBTAINED, UNDER IAEA SAFEGUARDS.

4. WE HOPE YOU CAN MAKE ABOVE POINTS PROMPTLY TO ETEMAD.

HE SHOULD BE LEFT WITH CLEAR IMPRESSION OF OUR STRONG
POSITIVE DESIRE TO WRAP UP NEGOTIATIONS ASAP. TIME-

TABLE WE ARE WORKING ON IS EARLY INITIALING OF AGREEMENT
WHICH WILL PERMIT US TO SEEK PRESIDENTIAL APPROVAL IN
TIME FOR AGREEMENT TO BE SIGNED NO LATER THAN JOINT
COMMISSION MEETING MARCH 3-4. INGERSOLL

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